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Filing date: **02/24/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215035
Party	Defendant CHD Bioscience, Inc.
Correspondence Address	JOHN J OMALLEY VOLPE AND KOENIG PC 30 S 17TH ST, STE 1800 PHILADELPHIA, PA 19103 UNITED STATES Jomalley@vklaw.com, ktinker@vklaw.com, trademarks@vklaw.com, mmorgan@vklaw.com, litigation-paralegals@vklaw.com
Submission	Withdrawal of Counterclaim
Filer's Name	John J. O'Malley
Filer's e-mail	Jomalley@vklaw.com, trademarks@vklaw.com, mmorgan@vklaw.com, litigationparalegals@vklaw.com
Signature	/John J. O'Malley/
Date	02/24/2016
Attachments	WD Counterclaims.pdf(57051 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Vertex Pharmaceuticals
Incorporated,

Opposer,

v.

CHD Bioscience, Inc.,

Applicant.

Serial No.: 85/887,894

Mark: VERIOX

Opposition No.: 91215035 (Parent)

Serial No.: 86/073,577

Mark: VERIOX

Opposition No.: 91218760

STIPULATED WITHDRAWAL OF COUNTERCLAIMS

Applicant, CHD Bioscience, Inc. (“Applicant”) and Vertex Pharmaceuticals, Inc., Opposer (“Opposer”) hereby stipulate to the withdrawal of the Counterclaims asserted against Opposer’s Registration Nos. 2,704,913 and 3,531,356 remaining in the above-captioned Oppositions, Nos. 91215035 and 91218760.

This withdrawal is executed by Opposer and Applicant by signature of counsel having authority to bind such party.

Stipulated to by the parties:

Vertex Pharmaceuticals, Inc.

CHD Bioscience, Inc.

By: /Brandon T. Scruggs/ (with permission)

Brandon T. Scruggs, Esquire
Sunstein Kann Murphy &
Timbers LLC
125 Summer Street
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Attorney for Opposer

By: /John J. O’Malley/

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Stipulated Withdrawal of Counterclaims was served on Opposer's counsel by depositing same with the U.S. Postal Service, first-class postage prepaid addressed to the following:

Brandon T. Scruggs, Esquire
Sunstein Kann Murphy & Timbers LLC
125 Summer Street
Boston, MA 02110

Date: February 24, 2016

/John J. O'Malley/
John J. O'Malley, Esquire